

May 20, 1975

SENATOR KREMER: If they won't we can always bring him back in.

PRESIDENT: Senator Kelly.

SENATOR KELLY: Mr. Chairman, members of the Legislature, I rise to support the Rasmussen amendment on the basis that this is still a basic change in the use of our resource. The closer we keep it to the problem area, the better we're going to have a look at what's wrong. Senator Syas' opinion is well taken that maybe the local people won't move. Lord, if they don't, who will? That's their land. That's their community. That's their friends and relatives that are living on that powder keg. I believe they will move. I believe that they will move judiciously. I believe that they will move slowly and cautiously. I believe that they will, given the responsibility, discharge it and discharge it well. But also in the history of mankind once authority leaves the people and goes to the government, even at the state level or moves on to the Federal level, it is lost to the local units of government. It is lost to the people forever. It cannot be recouped. It's easy to move the authority up. It's impossible to move it back. This is my support of the Rasmussen amendment.

PRESIDENT: Senator Shirley Marsh.

SENATOR MARSH: Mr. President, members of the Legislature, I have an inquiry of Senator Kremer please. The way the bill is written now, as I understand it, the local area would have first jurisdiction and only if they did not do something would it then go to the state. Is that correct?

SENATOR KREMER: Senator Marsh, if you will turn to the bill on page 5. Start out on page 4, number 2, "a hearing, to designate a control area, maybe initiated". Then under a. "by a district whenever it has information sufficient in the opinion of the board of directors to require that any portion of such district should be designated as a control area. The Board of Directors", I'm reading, now, this act because it's for your information. "The Board of Directors shall report such information to the Director with the request that a hearing be held to determine if a control area should be established". Or the Director himself by his own motion could initiate a hearing. So it says they do take the first opportunity, then if they do not the Director can provide his own motion.

SENATOR MARSH: I thought this meant there were two backup forces so that if the first one failed than you still have the resources of the second. I would be hesitant in removing it at this time because there may be added pressure on the local area to not act, but there still could be a second spot where you could go and say "help, we need some assistance. Could someone take a deep look at this". Am I incorrect?